

Applicant : Daniel R. Foster  
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Filed : January 16, 2004  
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Attorney's Docket No.: 13213-061001 /

### REMARKS

Claims 1, 8, 18, and 21 have been amended. New dependent claims 26-28 have been added. Accordingly, claims 1-9, 12-13, and 17-28 are currently pending. No new matter has been added by these amendments.

Applicant would like to thank the Examiner for participating in the telephone interview on August 31, 2005, during which the teaching of the Sullivan reference was discussed. Independent claims 1, 8, and 18 have been amended to describe subject matter not disclosed in the Sullivan reference, as discussed during the interview.

### Claim Objections

Claim 1 has been amended to correct a typographical error. The term "such" was amended to be "such that." No new matter has been added.

### Claim Rejections under 35 U.S.C. § 112, ¶2

Claims 18 has been amended to clarify that the claim is drawn to the subcombination that does not include a prepaid gift card. Rather, claim 18 describes that the container is operable to releasably retain at least a portion of a prepaid gift card. No new matter has been added.

Claim 21 has been amended to provide antecedent basis for the phrase "that store." No new matter has been added.

### Claim Rejections under 35 U.S.C. § 102(b)

Independent claims 1, 8, and 18 were rejected under 35 U.S.C. § 102(b) as being anticipated by Sullivan (PCT Publication No. WO 93/23254). Sullivan discloses a greeting card 2 that is integral with a container 3 disposed on a rear wall 4 of the greeting card. (See Sullivan, page 2, lines 13-17.) In particular, Sullivan teaches that the container is secured to the rear wall 4 of the greeting card (not the front wall 5) so that the hinged connection between the front and rear walls is disposed along the right edge of the container 3. (See, e.g., Sullivan, FIG. 1.) Moreover, Sullivan teaches that the container 3 has an outer periphery with dimensions similar to

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the periphery of card panel to which it is attached (i.e. rear wall 4), thereby concealing surface of the card to which the container 3 is attached. (See Sullivan, page 6, lines 13-16 and FIG. 1.)

Unlike independent claim 1, Sullivan does not disclose a greeting card that includes a "collapsible bag structure having outer edges spaced apart from the peripheral edges of the front panel so that a substantial portion of the front surface of the front panel is viewable."

Furthermore, unlike claim 1, Sullivan does not disclose a collapsible bag structure attached to the front panel wherein the fold line at which the front panel and rear panel are connected is disposed proximal to the left edge of the front panel. As such, independent claim 1 and associated dependent claims 2-7 are not anticipated by Sullivan.

Unlike independent claim 8, Sullivan fails to teach of a greeting card that includes a retaining means "spaced apart from the peripheral edges of the front panel so that a substantial portion of the front surface of the front panel is viewable." Thus, independent claim 8 and associated dependent claims 9, 12-13, 17, and 28 are not anticipated by Sullivan.

Unlike independent claim 18, Sullivan does not disclose a greeting card that includes a container attached to the front surface wherein the fold line at which the front panel and rear panel are connected is disposed proximal to the left edge of the front panel. Accordingly, independent claim 18 and associated dependent claims 19-27 are not anticipated by Sullivan.

#### Claim Rejections under 35 U.S.C. § 103

Dependent claims 17 and 25 were rejected under 35 U.S.C. § 103 as being unpatentable over Sullivan in view of Douglas (U.S. Patent No. 5,815,964). As previously described, Sullivan does not suggest or disclose a retaining means or a container as described in independent claims 8 and 18, respectively. Douglas also fails to disclose a container or a retaining means as claimed. Thus, even if the disclosures of Sullivan and Douglas were combined, such a combination would not result in the greeting cards as described in dependent claims 17 and 25.

Applicant notes that two entries on the enclosed PTO Form 1449 that accompanied the information disclosure statement filed April 12, 2005 were not initialed by the Examiner. The "Pocket Bag product" and "Card in a Bag product" references were submitted as color

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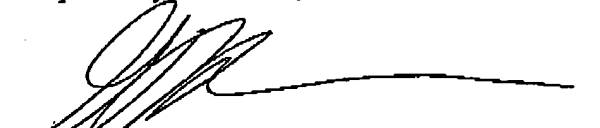
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photocopies of actual product samples. Applicant respectfully requests that the two entries be initialed on the Form 1449, indicating that the references have been considered. If further information is needed concerning these references, the Examiner is invited to contact the undersigned.

Applicant hereby specifically reserves the right to prosecute claims of different or broader scope in a continuation or divisional application. The Examiner should infer no (i) adoption of a position with respect to patentability, (ii) change in the Applicant's position with respect to any claim or subject matter of the invention, or (iii) acquiescence in any way to any position taken by the Examiner, based on such amendments. It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not signify concession of unpatentability of the claim prior to its amendment.

No fee is believed to be due at this time. If necessary, please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: 10/20/05  
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